



General  
Services

Information Security  
Oversight

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Washington, DC 20405

DD/A Registry  
83-0235/14

June 17, 1983

Mr. Harry E. Fitzwater  
Deputy Director for Administration  
Central Intelligence Agency  
Washington, DC 20505

Dear Mr. Fitzwater:

On May 26, 1983, I submitted for your review and written comment three draft nondisclosure agreements designed to implement portions of National Security Decision Directive 84 (NSDD-84). By letter of June 2, 1983, I advised you of a change in the language of subparagraph 5(a) of the draft Sensitive Compartmented Information (SCI) agreement.

Based on the comments received and other relevant considerations, tentative decisions have been reached concerning the language of the final drafts and the procedures for agency implementation of these agreements. I enclose revised copies of the SCI and collateral agreements that reflect the changes in the language from the May 26 drafts, including the change in subparagraph 5(a) of the SCI agreement. I also enclose a list of these changes to simplify your review.

*violates the E.O.* { It has been tentatively decided to drop the standardized supplement to the collateral agreement that agency heads, at their option, could have included to require prepublication review for persons with collateral clearances only. Agencies that want to include such provisions should do so through the use of supplementary agency forms and concurrent internal regulations.

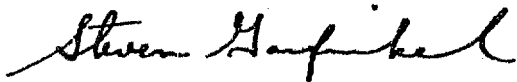
It has also been tentatively decided that the agreements will be mandatory for use by all agencies and independent offices that create or handle classified information, including SCI. However, the National Security Council (NSC) may grant a waiver for an agency to use an alternate SCI agreement, cleared by the Justice Department and the Information Security Oversight Office, if: (a) the agency's special operations require the use of an agreement that contains more stringent safeguarding provisions than those in the standardized forms; or (b) the agency's form contains safeguarding provisions that are at least as stringent as those in the standardized form and the internal implementation of the standardized agreement will result in a significant administrative burden on the agency. In addition, as provided in NSDD-84, an agency may request on the basis of a significant administrative burden that the use of the collateral agreement be limited to prospective access clearances.

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83-0235/14

2

To discuss the reasons behind these decisions and to advise you of the next steps in the promulgation of these agreements, there will be an interagency working group meeting on Tuesday, June 28, 1983, at 9:30 a.m., in the Indian Treaty Room (Room 474) of the Old Executive Office Building. Limited space requires that each agency send no more than two representatives, except as authorized by NSC's Ken deGraffenreid, who may be reached at 395-3334. The names of your representatives should also be cleared through Mr. deGraffenreid's office no later than June 24, 1983.

Sincerely,

A handwritten signature in cursive script, reading "Steven Garfinkel".

STEVEN GARFINKEL  
Director

Enclosures